33-1538-02

A bill to be entitled

An act relating to offenses against public employees and others; amending s. 790.054, F.S.; prohibiting the use of certain self-defense weapons and devices against community service officers, police aides, citizen patrol program members, and traffic officers; amending s. 843.025, F.S.; prohibiting depriving a community service officer, police aide, citizen patrol program member, or traffic officer of a radio or other means of communication; providing penalties; providing an effective date.

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Be It Enacted by the Legislature of the State of Florida:

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Section 1. Section 790.054, Florida Statutes, is amended to read:

790.054 Prohibited use of self-defense weapon or 19 20 device against law enforcement officer or another; penalties. -- A person who knowingly and willfully uses a 21 22 self-defense chemical spray or a nonlethal stun gun or other 23 nonlethal electric weapon or device or remote stun gun against 24 25 26 27

a law enforcement officer, or a community service officer,

police aide, member of a citizen patrol program, or traffic officer who is employed by or volunteering for a county or municipal law enforcement agency or is volunteering for a school board, engaged in the performance of his or her duties

commits a felony of the third degree, punishable as provided

in s. 775.082, s. 775.083, or s. 775.084. 30

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1 Section 2. Section 843.025, Florida Statutes, is 2 amended to read: 3 843.025 Depriving officer or another of means of 4 protection or communication .-- It is unlawful for any person to 5 deprive a law enforcement officer as defined in s. 943.10(1), 6 a correctional officer as defined in s. 943.10(2), or a 7 correctional probation officer as defined in s. 943.10(3) of her or his weapon or radio or to otherwise deprive the officer 8 9 of the means to defend herself or himself or summon 10 assistance. It is unlawful for any person to deprive a community service officer, police aide, member of a citizen 11 patrol program, or traffic officer who is employed by or 12 volunteering for a county or municipal law enforcement agency 13 14 or is volunteering for a school board of his or her radio or 15 to otherwise deprive him or her of the means to summon 16 assistance. Any person who violates this section is guilty of a felony of the third degree, punishable as provided in s. 17 775.082, s. 775.083, or s. 775.084. 18 19 Section 3. This act shall take effect July 1, 2002. 20 21 22 SENATE SUMMARY 23 Extends the specific prohibitions against using a self-defense weapon against a law enforcement officer or depriving a law enforcement officer of a radio or means of communications to community service officers, police aides, traffic officers, and members of citizen patrols. 24 25 26 27 28 29 30 31